

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS**

**Call to Order:** Chair Derek Skees, on February 8, 2017 at 3:00 PM, in Room 172  
Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Daniel Zolnikov, Chair (R)  
Rep. Denise Hayman, Vice Chair (D)  
Rep. Derek Skees, Vice Chair (R)  
Rep. Laurie Bishop (D)  
Rep. Geraldine Custer (R)  
Rep. Adam Hertz (R)  
Rep. Austin Knudsen (R)  
Rep. Casey Knudsen (R)  
Rep. Shane A. Morigeau (D)  
Rep. James O'Hara (R)  
Rep. Zac Perry (D)  
Rep. Alan Redfield (R)  
Rep. Adam Rosendale (R)  
Rep. Sharon Stewart-Peregoy (D)

**Members Excused:**

Rep. Andrea Olsen (D)  
Rep. Nate McConnell (D)

**Members Absent:** None

**Staff Present:** Sydney Kessel, Committee Secretary  
Sonja Nowakowski, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 365, 2/3/2017

00:01:08 Rep. Olsen joins the meeting  
00:01:46 Rep. McConnell joins the meeting

**HEARING ON HB 365**

**Opening Statement by Sponsor:**

00:02:04 Rep. Ray Shaw (R), HD 71, opened the hearing on HB 365, Revise underground utility laws.

**Proponents' Testimony:**

00:06:05 Doug Hardy, Montana Electric Cooperatives Association (MECA)

[EXHIBIT\(feh28a01\)](#)

00:26:26 Dale Schultz, North Western Energy (NWE)

[EXHIBIT\(feh28a02\)](#)

00:35:29 Cary Hegreberg, Montana Contractors Association (MCA)

[EXHIBIT\(feh28a03\)](#)

00:39:59 Harald Baltie, Montana Association of Counties (MACo)

00:42:21 Amy Grmoljez, Montana Dakota Utilities (MDU)

[EXHIBIT\(feh28a04\)](#)

00:45:28 Krista Lee-Evans, Montana Agriculture Business Association (MABA) &  
Montana Stock Growers Association (MSGA)

00:47:37 Commissioner Bob Lake, public Service Commission (PSC)

00:52:40 Steve Snezek, Montana Building Industry Association (MBIA)

00:53:19 JD Lynch, IBEW #44

00:53:41 Clint Kalfell, Utility Underground Association (UULC)

00:55:26 Jeremiah Lemons, Helena Sand & Gravel

00:55:57 Jeff Feiss, Montana Telecommunications Association (MTA)

00:56:39 Ken Morrison, Trans Canada

00:57:05 Steve Wade, Philips 66

00:57:41 Josh Hinrichs, Elm Locating & Utility Services

00:59:22 JP Gordon, Montana Utility Coordinating Council (MUCC)

00:59:59 Tom Moody, Flathead Utility Coordinating Council

[EXHIBIT\(feh28a05\)](#)

01:01:27 Ronda Wiggers, Montana Water Well Drillers Association

01:03:33 Jerry Davis, Self

01:04:39 Justin Cleveland, Three Rivers Communication

01:05:28 Trevor Livesay, Montana Lines Incorporated

**Opponents' Testimony:**

01:07:36 Mark Baker, Denbury Resources

01:20:55 John Semple, Montana Grain Growers Association (MGGA)

**Informational Testimony:**

01:22:46 Mark Cadwallader, Montana Department of Labor and Industry (DLI)

**Questions from Committee Members and Responses:**

01:23:21 Rep. O'Hara  
01:24:25 Doug Hardy, MECA  
01:25:52 Rep. Redfield  
01:26:20 Dale Schultz, NWE  
01:27:41 Rep. Redfield  
01:28:12 Doug Hardy, MECA  
01:28:56 Rep. Redfield  
01:29:14 Doug Hardy, MECA  
01:30:27 Rep. Redfield  
01:30:38 Doug Hardy, MECA  
01:30:58 Rep. Bishop joins the meeting  
01:31:26 Rep. Redfield  
01:31:57 Doug Hardy, MECA  
01:32:41 Vice Chair Hayman  
01:33:20 Doug Hardy, MECA  
01:33:59 Vice Chair Hayman  
01:34:18 Doug Hardy, MECA  
01:34:59 Chair Zolnikov  
01:35:31 Doug Hardy, MECA  
01:36:09 Rep. Olsen  
01:37:04 Doug Hardy, MECA  
01:37:42 Rep. Olsen  
01:38:07 Doug Hardy, MECA  
01:38:51 Rep. Olsen  
01:39:12 Mark Cadwallader, DLI  
01:40:18 Rep. Custer  
01:40:43 Doug Hardy, MECA  
01:41:16 Rep. Custer  
01:42:04 Josh Hinrichs, ELM  
01:42:56 Rep. Custer  
01:43:11 Josh Hinrichs, ELM  
01:43:32 Rep. Custer  
01:43:50 Mark Baker, Denbury Resources  
01:44:50 Rep. Redfield  
01:45:44 Josh Hinrichs, ELM  
01:46:13 Kelly Johns, Montana 811  
01:47:31 Rep. Redfield  
01:47:56 Rep. Morigeau Joins the meeting  
01:48:30 John Semple, MGGA  
01:49:12 Rep. Redfield  
01:49:48 Steve Wade, Philips 66  
01:50:18 Clint Kalfell, AULC  
01:52:01 Rep. Perry  
01:53:05 Mark Baker, Denbury Resources  
01:53:13 Rep. Olsen  
01:53:53 Kelly Johns, Montana 811  
01:54:05 Rep. Olsen  
01:54:42 Kelly Johns, Montana 811  
01:55:21 Rep. Olsen

HOUSE COMMITTEE ON ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS

February 8, 2017

PAGE 4 of 5

01:55:43 Kelly Johns, Montana 811  
01:56:32 Vice Chair Skees  
01:57:17 Clint Kalfell, AULC  
02:00:34 Vice Chair Skees  
02:01:04 Josh Henrichs  
02:01:30 Vice Chair Skees  
02:01:46 Josh Henrichs  
02:01:56 Vice Chair Skees  
02:02:39 Mark Baker, Denbury Resources  
02:04:41 Vice Chair Skees  
02:04:58 Will Rosquist, Public PSC  
02:05:08 Vice Chair Skees  
02:05:25 Will Rosquist, Public Service Commission (PSC)

**Closing by Sponsor:**

02:05:44 Rep. Ray Shaw

02:07:26 Chair Zolnikov

**ADJOURNMENT**

Adjournment: 02:07:53

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Sydney Kessel, Secretary

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Additional Documents:

**EXHIBIT**([feh28aad.pdf](#))